

STATE OF ALABAMA)

JEFFERSON COUNTY)

ASSIGNMENT OF NOTE AND MORTGAGE
(Transfer of Mortgage)

FOR VALUE RECEIVED, the undersigned hereby sells, transfers, and assigns, without recourse and without representation or warranty (except as to the balance due as provided below), to FIRST ALABAMA BANK, an Alabama banking corporation, all of its right, title and interest in and to a note dated July 22, 1992 (renewal of a note dated June 26, 1990) executed by RIVERCHASE BAPTIST CHURCH, to COLONIAL BANK in the original principal amount of \$ 1,200,000.00 (amended on July 22, 1992 to \$1,200,040.00); together with:

(i) the mortgage securing such note executed by RIVERCHASE BAPTIST CHURCH to COLONIAL BANK, recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Book 299, Page 882,

(ii) the Assignment of Leases and Rents securing such note executed by RIVERCHASE BAPTIST CHURCH to COLONIAL BANK,, recorded in said Probate Office in Book 299, Page 887, and

(iii) all closing documents relating to the said note and mortgage, including, but not limited to, any loan agreements, security agreements, appraisals, title insurance policies, environmental reports, surveys, UCC financing statements, and other closing papers and documents.

TO HAVE AND TO HOLD unto the said FIRST ALABAMA BANK, its successors and assigns forever.

COLONIAL BANK does hereby covenant with FIRST ALABAMA BANK that as of December 30, 1994, there is now lawfully due and owing ~~on the debt~~ secured by the said mortgage, without any defense, set-off or counter-claim whatsoever, the principal balance of \$1,125,149.65 together with accrued but unpaid interest thereon in the amount of \$4,359.95 and accrued but unpaid late charges of \$499.95, for a total payoff amount of \$1,130,009.55.

IN WITNESS WHEREOF, the said COLONIAL BANK has caused this instrument to be executed in its name by its duly authorized officer or agent this 30th day of December, 1994.

COLONIAL BANK

WITNESS:



By:


Its Commercial Loan Representative

5191521-0001

001 CRH
SHELBY COUNTY JUDGE OF PROBATE
8:50
02/04/1999-05000
10:54 AM CERTIFIED

00050-6661
1999-05000
Inst #